

**CONSERVATION COMMISSION
APPROVED (4/11/07)**

MINUTES

MARCH 28, 2007

Present: A. Goetz, Vice Chairman
B. Dyer, R. Turner, K. Phelps, E. DiVirgilio

Absent: J. Wiley, R. Jones

Also Present: L. Hershey, Conservation Agent
P. Smith, Board Secretary

Conservation Agent report was given to board members

Meeting Opened: 7:15

CERTIFICATE OF COMPLIANCE

**MILLBROOK AVE, #64
DEP# 315-846**

**Ms. Phelps made the motion to approve and issue a Certificate of Compliance
Mr. DiVirgilio seconded the motion
Vote: 4-0-0**

DISCUSSION

**GZA
GEOENVIRONMENTAL, INC.**

333 CONEY ST. DEP# 315-871

Mr. Brian Morrill, Bill Ryan of Jacobs Engineering and Mike Canary of Siemens, formerly Bayer, Inc came before the commission to discuss installing infiltration systems, water quality discharge and erosion control issues at 333 Coney St. Evaluations were conducted and calculations supported the installation of the infiltration systems. Stormwater will slow down with a longer retention time and it will help the erosion control issues in ponds 3 and 4. Mr. Morrill stated that Siemens is committed to address ongoing issues and do the right thing. The report conducted by Jacobs Engineering will be submitted to the commission

Mr. Goetz states he would like to observe these improvements over time and make sure it is working correctly before it is signed off on. He would like to see photographs showing progress of these improvements.

Ms. Phelps made the motion to issue a Friendly Enforcement Order to 333 Coney St.

Mr. DiVirgilio seconded the motion

Vote: 4-0-0

CONT. PUBLIC HEARING

MILL BROOK AVE, LOT 109

DEP# 315-890

Opened: 7:35

Mr. Goetz read the advertisement from the Walpole Times. This hearing has been opened and continued numerous times

Mr. Goetz also stated that there continue to be outstanding taxes that have not been paid, and that under the Bylaw, an Order of Conditions can not be issued until this is straightened out

Mr. Paul DeSimone, Colonial Engineering was present and gave the commission plans that have been revised and a list of plantings for the commission to consider

Mr. Goetz stated the applicant should be more involved so the commission could work with him

Ms. Phelps agreed and stated the representative needs to verify this is the plan the applicant wants to use, and the commission will work with him. She also suggested the placement of no- disturb plaques.

Ms. Phelps made the motion to continue the Public Hearing until April 11, 2007 at 8:45 p.m.

Mr. DiVirgilio seconded the motion

Vote: 4-0-0

ENFORCEMENT ORDER

LOT 109 MILLBROOK AVE

The commission discussed that the applicant has yet to remove the fill and is still receiving fines of \$300 per day on a weekly basis. Mr. Compagnone has requested a court date to oppose the first fine of \$4,200 and this has been set up for April 5, 2007 at 9:30 a.m.

**ENFORCEMENT ORDER
Lot 120 MILL BROOK**

Mr. DeSimone brought in a planting plan for the commission to review for Lot 120 Mill brook. Ave.

Ms. Phelps stated the commission could either require a more detailed plan showing where and what kinds of plants will go in, or just suggest the types of plants the board would like to see put in.

Mr. DiVirgilio states he would rather see more detail on the plan.

Ms. Dyer asked whether the board should decide when the plantings are put in to ensure it happen in a timely manner

Mr. Goetz stated his concerns with encroachment to the wetland line. He observed that there was not much space between where the shrubs were placed for a homeowner to walk around them. He stated a compromise could be made with possibly a ten (10) ft. strip around the house before plantings for this purpose.

Ms. Hershey stated she agreed there is the need for a more detailed plan

The commission discussed replication planting, fencing and room to walk around the house as issues that need to be addressed.

Ms. Phelps stated that the applicant needs to show the commission why they need anything other than what has been written in the Order.

**CONT. PUBLIC HEARING
PLIMPTONVILLE ESTATES
DEP# 315-881**

Opened: 8:10

Mr. Goetz read the advertisement from the Walpole Times. This hearing has been opened and continued numerous times

A letter from abutters Gary & Kathy Ciepliec and Lisa Rubini was read into the record. They are planning on hiring someone to review the final plans as stated in their letter.

Mr. Goetz stated that the commission has not received any new plans showing alternatives since it was requested at the last Public Hearing. He states the consensus of

the board is to accept the plans given tonight for review and have no further discussion tonight until there is the opportunity to review this.

Mr. Rick Merrikin, Merrikin Engineering apologized that he was unable to get these plans to the commission in advance. He was hoping to present the alternatives to the commission and audience, give time for review and continue the Public Hearing. Three alternatives were given.

Ms. Phelps made the motion to continue the Public Hearing until April 25, 2007 at 7:30

Mr. DiVirgilio seconded the motion

Vote: 4-0-0

OTHER BUSINESS

HERCULES PLAZA – Minor modification

DEP# 315-853

Attorney Phil Macchi came before the board with a progress print of the modified site plan they will be presenting to the Planning Board in May. He wanted the commission to review and make sure they are satisfied with the changes, and is requesting this be considered a minor modification to the plan.

The commission reviewed and approved the modifications. A list of changes include a concrete retaining wall vs. stone retaining wall, addition of wooden fencing to be the same height as chain link fence, arborvitae plantings outside of the fence vs. inside, crushed stone in parking area vs. gravel, grass plantings between stone parking area vs. gravel, crushed stone at end of parking area vs. gravel and concrete curb stops as opposed to timber ones. Loaming, planting and seeding with a conservation mix will go to the north of the fenced parking lot and to the east as well.

Ms. Phelps made motion to approve and accept these changes as a minor modification to the Order of Conditions

Mr. Divirgilio seconded the motion

Vote: 4-0-0

The commission discussed that No-alteration plantings should be done shortly

CERTIFICATE OF COMPLIANCE

Main St. #541-571 (Stop and Shop)

DEP# 315-712

Mr. Steven Chouinard P.E., a representative from Vanasse Hangen Brustlin, Inc. was present and discussed the as-built plan submitted for Stop & Shop located on Main St. (Rt. 1A). The commission discussed incorporating the continuing special conditions 52-

58 to be included in the Certificate. Enforcement orders could be issued if the trash does not get picked up on a regular basis (spec. condition 56). Annual Reports should also be submitted to the commission

Ms. Phelps made the motion to approve and issue a Certificate of Compliance with special conditions

Ms. Dyer seconded the motion

Vote 4-0-0

EXTENSION

BRUSH HILL ESTATES

DEP # 315-499

Ms. Phelps made the motion approve and issue a one-year extension

Mr. DiVirgilio seconded the motion

Vote: 4-0-0

OTHER BUSINESS

The commission discussed the draft Order of Conditions for 255 Bullard St. DEP# 315-888

Ms. Phelps, Mr. DiVirgilio and Mr. Goetz all approve of the project and special conditions were discussed

Ms. Phelps stated she would like a deed restriction stating there would be no more alterations done to this property and have it put in the Order as a special condition. She states the applicant should submit a deed restriction and have it recorded at the Registry of Deeds stating there will be no more alteration

The commission discussed the specific phases that would take place in this Order of conditions

Ms. Phelps made the motion to accept and approve the Order of Conditions

Mr. DiVirgilio seconded the motion

Vote: 3-1-0 (Ms. Dyer opposed)

MINUTES

FEBRUARY 28, 2007

Mr. DiVirgilio made the motion to accept the Minutes for February 28, 2007

Ms. Phelps seconded the motion

Vote: 4-0-0

MARCH 14, 2007

Mr. DiVirgilio made the motion to accept the Minutes for March 14, 2007

Ms. Phelps seconded the motion

Vote: 4-0-0

BOARD COMMENTS

The Planning Board has requested comments on the definitive subdivision for Lots 1 & 2 Barachiah Lane. The commission discussed that they have approved an Order of Conditions for the construction of a driveway and two houses

Correspondence was available for the commission's review

- GES report – 980 Providence Hwy
- CEA report – 1041 Main St
- NPDES reminder – Annual Report
- Metal Bellows Facility report
- GZA report – 18 Industrial Rd
- Hartshorn Village letter – Walpole Woodworkers
- Capital Budget letter
- Toll Bros. Report – Estates at Walpole

Ms. Hershey stated that the Finance Committee approved the Stormwater Management Bylaw

Ms. Phelps made the motion to adjourn

Ms. Dyer seconded the motion

Vote: 4-0-0

Meeting closed: 9:45

